

TRAIN ARRIVALS	
No. 1 Arrives	7.45
No. 4 " "	5.50
No. 7 " "	10.55
No. 8 " "	6.40
No. 9 " "	11.45

# ALBUQUERQUE CITIZEN

"WE GET THE NEWS FIRST"

WEATHER FORECAST	
Denver, Colo., Aug. 2.—Local	thunder storms tonight and Saturday.

VOLUME 21.

ALBUQUERQUE, NEW MEXICO, FRIDAY EVENING, AUGUST 2, 1907.

NUMBER 181.

## MAGILL AND WIFE ARE INDICTED FOR MURDER

Grand Jury Finds Evidence That They Caused His Former Wife's Death.

## SIX COUNTS IN EACH INDICTMENT

Poisoning, Conspiracy and Smothering Charged Against Banker and Wife Whom He Wedded Two Months After Alleged Suicide.

Clinton, Ill., August 2.—The grand jury returned indictments against Fred Magill and his present wife, Fay Magill, charging them with having caused the death of Mrs. Pet Magill, the former wife of Fred Magill. There are six counts in each indictment, as follows: "That Pet Magill was murdered by the administration of strychnine poison," "That the murder was done by assault," "That she was smothered with a quilt," "That she was strangled to death by chloroform," "That she committed suicide as a result of a compact and agreement," "That her death was caused by the defendants by some means unknown to the jury."

The Magills will be held in jail without bond.

### Suspicion Aroused.

Mrs. Magill was supposed to have been found dead in a spare room by her husband on the morning of May 31. Pinned to her clothing was a note saying she had taken drugs and no one was to blame but herself. A verdict of suicide was returned and the case was dropped.

Shortly after the death of his wife, Magill resigned his post at the bank, sold his house and lot and drew his last dollar from his father's estate, thus accumulating \$5,000.

### With This Money He Left Clinton, Accompanied by His Daughter, and Miss Graham, Who Led Her Relatives to Believe She Was Going to Chicago to Secure Work.

The first intimation of the disappearance of Magill and his wife came in a telegram from Denver. Following the wedding the bride and groom, with Miss Margaret, left for a leisurely tour of the west. This sudden departure aroused suspicion and warrants were issued accusing Magill and his wife of murder.

### Fay Magill's Connection With Crime.

Ever since the discovery of Pet Magill's body and the simultaneous appearance of the letters supposed to have been written by her, the theorists have been working overtime as to the authorship of the communications. The adherents to the suicide theory claimed that Pet Magill herself wrote the letters.

### A friend of Magill said today:

"When it came to the last act Fred Magill was afraid. He did not want to write the letters, and so he hinted to Fay that she might try her hand at them. I do not say she did it, but it is not beyond reason. She is a stenographer by training and a mischievous woman. What she would prevent her obeying Fred in this as she has in other matters?"

### According to this authority, the state has obtained a specimen of the couple's handwriting and will turn it over to the experts as soon as the Pet Magill epistles are obtained.

The latter are believed to be in the possession of Margaret Magill, Fred Magill's daughter. The state is worried over the disappearance of the notes.

### Was There a Conspiracy.

The state believes that Fred Magill executed a diabolical plot in which he, by suicide persuasion, induced his wife to agree to commit suicide in a compact with him, he breaking his agreement at the last moment, while she died, thus making it possible for him to marry his pretty stenographer.

This remarkable theory is being investigated by the state's attorney, who has charge of the prosecution of the prodigal young banker.

Never in the history of crime, much less in the busy brains of imaginative writers of fiction, has there been such a remarkable idea executed or exploited.

If it proves true then Magill murdered his wife by inducing her to murder herself.

Also, if this sensational theory is borne out, Magill, thinking himself free of the charge of murder, actually assisted his wife in her tragic preparations and then calmly retired to his own bed until her sleep should have become the sleep that knows no waking. She must have died in the belief that her husband was going by her side.

### Suicide Pact.

Mrs. Magill's mind had been weakened by illness, and there was added melancholy in the fact that she was aware of her husband's attentions to his stenographer, pretty Fay Graham.

On Decoration day Magill took his wife to a cemetery and, it is said, spent the entire afternoon there talking of death and the quiet tomb, until the poor woman's already broken mind became imbued with that one idea. It is alleged that he then proposed a suicide pact, that both should end everything.

To this, so it is charged by the state's attorney, Mrs. Magill consented, and on that evening Magill deliberately helped his wife in the arrangements of her death, and then went quietly away until his deadly chloroform should do its work.

If this horrible tale is true, what can be done with Magill?

## WANTED TO REMAIN AT GRAVE OF MISS MATTHEWS

Peculiar Action of Nurse Green at Funeral of Deceased Actress Today.

## WAS DEATH MURDER OR ACT OF SUICIDE

Authorities Not Satisfied in Case Where Body Was Found in Lane and Man Suicided Rather Than Testify.

Kansas City, Mo., August 2.—The body of Miss Laura Matthews, who died from a pistol wound at Colorado Springs, arrived here this morning and was buried in Elmwood cemetery. At the grave the dead woman's sister, Mrs. J. W. Marshall, fainted and was carried from the scene by Charles A. Coey, of Chicago. Miss Tillie Green, the nurse who also attended Miss Matthews in Colorado, preferred to be left at the mound when the other left. She was persuaded to return to the city with difficulty.

Previous to the interment brief services were held at the Armour Memorial chapel at the cemetery.

### Murder or Suicide?

Colorado Springs, Colo., August 2.—Rivalling the Bessie Bouton murder in intensity of situation and complexity of plot the dual mystery that has stirred the Pike's Peak region is comparable only to that tragedy. Bessie Bouton was murdered; of that there is no doubt. Laura Matthews and Richard Rumbaugh committed suicide; the law has so decided.

Despite the verdict of the coroner's jury, however, Assistant District Attorney Henry Trowbridge, who conducted the coroner's inquest, is not convinced that Laura Matthews died by her own hand.

"The thing is still a mystery," said Trowbridge, "in spite of the verdict. Had I been asked to return a verdict I would have had to say I did not know whether it was suicide or murder. There was evidence to substantiate both theories."

### Evidence of Killing.

"Then, too, the evidence of a man's footprints found near the body, all of which leaves an air of mystery that the evidence presented at the inquest did not destroy."

Trowbridge suggested that it might have been possible for some one to have murdered Laura Matthews and carried her body on horseback to the spot where it was found.

The district attorney pointed questions to Tillie Green, the nurse, on the subject of her writing letters and telegrams apprising eastern friends of the girl's suicide before she really knew that anything had happened. This circumstance is important in connection with the murder theory in the opinion of Trowbridge.

But, of course, there was nothing to substantiate the theory more than the suicide theory.

### The love letters of Coey to the dead girl are filled with passionate pleadings for her to change her mode of life and "live for him only."

### Deserted Wife Knew of Attachment.

Pittsburg, Pa., August 2.—Mrs. Amos Richard Rumbaugh, widow of the Colorado Springs suicide, admitted today that she had concluded arrangements to divorce her husband because of his infatuation for Laura Matthews. She was the only one of Rumbaugh's relatives who knew of his entanglement with the music student. When Rumbaugh disappeared his brother Charles went west on a fruitless search for him.

Returning home to Mount Pleasant he found a residence of the man who had a letter from Tillie Green in Chicago informing him of Rumbaugh's flight to Colorado Springs, where Miss Matthews had gone previously.

Charles Rumbaugh was about to start for Colorado when word of the suicide of his brother came. Inquiry developed the fact that when Rumbaugh left home he had more than \$10,000 in cash. He had converted all his property possible into ready money.

Mrs. Rumbaugh is still under a doctor's care, but will return to her home after her husband's funeral, when she will return to Ohio. Rumbaugh, she says, first met Miss Matthews after their marriage three years ago. She then had regard for his wife steadily waned.

### Williams Wins Out in Mississippi

Jackson, Miss., August 2.—Returning coming in this morning beat out the indications of last night that John Sharp Williams has been nominated for United States senator by ten to fifteen thousand majority, although the supporters of Governor Yardaman say his majority will be less than ten thousand and may not be above five thousand.

## All The Hague Peace Conference Amounts To



## MAY NOT HOLD THOMAS SECRETARY GARFIELD STOLE MONEY TO SPEND FOR KILLING OF BROTHER WILL TOUR NEW MEXICO WITH HIS BOY FRIENDS

Plea For Mercy of Aged Father at Inquest Heeded by Coroner's Jury.

### SHOOTING RESULT OF MISTAKEN IDENTITY

Bisbee, Ariz., August 2.—It is not generally believed here that Dee Thomas will be held for the killing of his brother, Southward Thomas, who was shot down by Dee Tuesday night at the latter's home in this city. Dee Thomas had heard reports affecting his family affairs and he came to Bisbee from the camp where he is employed, armed with a pump shotgun, to investigate the rumors.

He near about 8 o'clock and seeing a man seated in one of the rooms, he fired two shots. The man was his brother who had come to the house to borrow a set of harness to use in trying a horse he had just purchased.

At the inquest held yesterday, the jury returned a verdict that Southward Thomas came to his death by a gunshot wound, inflicted by Dee Thomas, through mistaken identity.

### Aged Father Asks Mercy.

The inquest was attended by a large audience and its feature was the plea made by Thomas' aged father to the jurors to "treat his family as lightly as possible."

The old man, with tears streaming down his face, made an appeal which undoubtedly touched the hearts of everyone within hearing. Dee Thomas and his wife sat near the old man, both crying bitterly.

The slayer told the same story he gave at the time of the killing. He had been informed that Walter Hubbard, who now declares that he was acting only as a "straw man," had been entering the Thomas home with evil intent and he determined to investigate. The sight of the man in his house, sitting there talking to Mrs. Thomas while she prepared the one child of the home for bed, was too much for Dee Thomas and he fired twice.

The first intimation that he had killed his brother was given him when his wife rushed out screaming, "Dee, you've killed Southward."

### Tried to Suicide.

While the slayer was in the house tenderly caring for his yet living brother, neighbors rushed up and took him in charge. He tried to kill himself, but was prevented and during the night he was in jail his suffering were extreme. When informed that his brother had passed away the morning after the shooting, he again attempted to kill himself, saying that he ought to die.

Both parties enjoy good reputations here, the Thomas family being one of the best known in the district, and the affair is looked upon as an unfortunate mistake.

The man who told Dee Thomas of his wife's alleged infidelity, has disappeared, and it is believed that he knew he was telling an untruth at the time.

### NO AMERICANS HURT IN HOTEL COLLAPSE.

Hong Kong, August 2.—No Americans or Europeans were injured by the collapse of the old part of the Hong Kong hotel yesterday.

He Will Come to Albuquerque Direct From Grand Canyon.

### WILL BE GUEST OF PRESIDENT RIPLEY

James R. Garfield, secretary of the interior, will visit Albuquerque within the next two weeks, though the exact date of his coming is not known. Secretary Garfield is now en route to Arizona, being due in Maricopa and other cities near that point Sunday afternoon. From there he will go to the Grand Canyon, where he will meet President E. P. Ripley of New Mexico, and together they will return to Albuquerque.

### On Inspection Trip.

It is understood that Mr. Garfield's plans also contemplate a visit to Santa Fe, to the lower Rio Grande valley and to the Pecos valley, and that it is to be in the nature of an inspection trip. Mr. Garfield's first to New Mexico, the government of which is almost entirely under his supervision.

The official itinerary of Secretary Garfield has not been received in Albuquerque but the unofficial indications are that he is to come from the canyon district direct to Albuquerque, thence to Santa Fe, and from Santa Fe down the Rio Grande valley to El Paso, whence he will go to Carlsbad and Roswell, to view the recently completed irrigation works there, proceeding thence east through Oklahoma and Indian Territory. Mr. Garfield is expected to be in New Mexico a week.

### CURRY EN ROUTE TO NEW MEXICO

New Governor Will Reach Roswell Sunday—Deputy Andrews On Road to Santa Fe.

Washington, D. C., August 2.—(Special)—George Curry, the governor of New Mexico, left Washington at 11:55 o'clock today for Roswell, where he expects to arrive Sunday or Monday at the latest.

The new governor says that while he will undoubtedly make a number of changes in the personnel of territorial officials, he will make them gradually as occasion arises.

It is understood that one of the first changes will be in the office of attorney general as it is said the new governor has an old friend and well known republican attorney slated for the place.

Deputy Andrews left Washington on the same train with Curry and will go direct to Santa Fe.

### May Avert Strike of 14,000 Miners.

Pittsburg, Pa., August 2.—An effort is being made today to settle the differences between the miners and operators, which threatened to cause a strike of 14,000 miners in this district yesterday.

Lad Caught in Act of Robbing Cash Register at Night.

### ADMITS TOTAL THEFT OF NEARLY \$45 FROM STORE

Last night a thief who has been systematically robbing the cash registers in the dry goods store of S. U. Rosenwald on Central avenue and Third street, was caught red handed as he was about to take a sum of money. Yesterday the proprietors of the Rosenwald store complained to the police that their cash register was being robbed and asked that some special effort be made to apprehend the criminal. It was evident from the skill with which the robbery was committed, that it was being done by some one familiar with the store and the routine of the business.

Chief of Police McMillin detailed Lieut. Kennedy to secret himself in the store last night in company with one of the store employees to watch for the thief. The scheme worked to perfection. About 10:30 a slight noise from the cellar was heard and then some one approached the place where the cash register stands. The thief was allowed to open the register and just as he was about to sneak back the way he entered, Lieut. Kennedy grabbed him.

Upon his arrest he broke down completely and begged that his name be not made public on account of the other members of his family who are highly respected citizens of the community. In respect for the young man's relatives, who are in no way to blame for the acts of the boy and upon whom no disgrace of this kind has ever fallen before, The Citizen withholds the name of the guilty party.

The young fellow admitted that he wanted the money to spend "with the boys," and his explanation is evidently correct.

### \$45 Taken in All.

The amount of money taken last night was \$4.50, and this together with various sums previously taken, made a total of about \$45 stolen from the cash register.

The boy, who is about seventeen years of age, effected an entrance to the store by way of the coal chute in the cellar. In committing his robbery he was careful not to disturb the stock of goods or in any way leave a clew behind him. It is not thought that he robbed the firm of any property other than the money.

The police still have the young fellow in charge and are considering the best method of disposing of his case. The youth maintained that he would restore the money he has taken and the members of the firm are inclined to be lenient with him so far as it is within their power to be, but the crime committed is of the police to deal with and in view of the existing circumstances the boy may be severely handled.

His relatives have reimbursed the store for all money taken.

### GOVERNMENT ISSUES ITS COTTON REPORT.

Washington, August 2.—The agricultural department's cotton report issued today, shows the condition on July 25, as 75, compared with 82.3 on the same date last year.

## HAYWOOD AND MURPHY ARE ENROUTE TO DENVER

Will be Recipients of Great Reception on Their Arrival in That City.

## MOYER REMAINED IN BOISE TODAY

He Does Not Approve of Celebration at Present Time and Probably Desires to Wholly Avoid Any Public Demonstration.

Boise, Idaho, August 2.—William D. Haywood, secretary of the Western Federation of Miners, accompanied by his family, John H. Moyer, general counsel of the Federation, who is dying of consumption, and by several socialist writers, who have been in Boise throughout the trial, left on an early train for Denver today. The party is traveling by way of Salt Lake, where they will arrive late this afternoon. Haywood will stop for a few hours in Salt Lake to see that his mother is comfortably returned to her home, and will proceed thence to Denver, arriving there late Saturday night or Sunday morning.

### Moyer Remains in Boise.

President Chas. H. Moyer, who was released Monday on bond, was also expected to leave today but postponed his departure until tomorrow night. The fact that Haywood and Moyer did not leave together has renewed the wild rumors of serious differences between the two chief officers of the federation. Both men denied the stories today and declared they were circulated for the purpose of creating dissension and trying to divide the ranks of the miners' organization.

### Disapproves Celebration.

It is known, however, that Moyer has not wholly approved of the plan for a celebration in Denver and will have no part in it. He believes it is better to wait until Pettibone has had a trial.

Moyer said he would return to Boise in two weeks to look after Pettibone's interest. He said that his own health is in good condition and he will be some time before he takes up his duties at the Denver headquarters.

There will be some change in the counsel for the Pettibone and Moyer trials. The matter is being settled soon at a conference in Denver.

### Will Never Be Tried.

That George A. Pettibone will not be tried on the charge of complicity in crimes committed during the strike of the Western Federation of Miners in Colorado was the intimation given out by Attorney E. F. Richardson last night.

Richardson returned to Denver from Boise, appearing fresh and in the best of health, despite the long strain of the trial. Evidently the triumph of victory wiped away those signs as he has been reported as being bogged and worn out by his efforts.

Upon the arrival here he went directly to the Hotel El Estero, and Cranmer building, where he was greeted by his partners. He then hurried to his home at 1621 St. Paul street, and afterward returned to his office, where he was busy most of the day answering telephone and telegraphic messages of congratulations, and receiving the handshakes of scores of friends who called in to congratulate him.

"It was a great victory," declared Richardson last night. "However, it was the only logical outcome of the case, as the state failed signally to connect Haywood with the crime committed. Not only that, but the Western Federation of Miners was in no way connected with the crime, except through the actions of one or two irresponsible members like Orchard."

"Moyer and Haywood and Attorney Darrow probably will arrive in Denver either Saturday night or Sunday morning, and there is no doubt that they will be given a great reception."

### Counsel May Be Changed.

"I do not know whether the same counsel will represent the miners in future cases for the Western Federation of Miners, if there are any such cases, but I expect that we will. There is no immediate danger of our being called upon for any more such grueling work during the hot weather as we have just completed, so I guess we won't borrow any trouble."

Asked if there seemed to be any possibility of Pettibone coming to Denver with Haywood and Moyer, Richardson said:

"He probably won't be here, although you never can tell what will happen."

Further than this Richardson would not discuss the case except to say that Judge Wood and the jury are honest, fair-minded, God-fearing men, who did their duty.

### Reception Planned.

Plans for a gigantic reception to W. D. Haywood and Charles Moyer on their arrival in Denver were blocked out at a mass meeting of committees from the various local unions last night in Carpenters' hall, 1947 Stout street. Subcommittees were appointed to complete the plans and see that they are carried out.

It is expected that all the trades unions will turn out in a monster parade and that there will be several bands and plenty of red fire about the line of march.

### St. Louis Wool Market.

St. Louis, August 2.—Wool dull. Territory and western mediums 22 1/2; fine medium 17 1/2; fine 14 1/2; 16c.

## STRIKERS ARMED BUT MINERS WORK AS USUAL

Leader Petriella Says He Will Start Things If Sheriff Interferes With Men.

## RIFLES AND BELTS WORN IN HOMES

Readiness For Violence Clearly Shown to Officer Who Makes Investigation of Situation on Range at Hibbing, Minnesota.

Duluth, Minn., August 2.—All was quiet in the Hibbing and Eveleth districts on the range this morning and large forces are at work. Strike Leader Petriella, who sent John Maki, president of the local branch of the Western Federation of Miners, to Sashauk to call a meeting of the strikers there. He says that if there is any interference from Sheriff Hoolihan, he is prepared to call armed men from all parts of the range to resist.

Chief Madde, at Chisholm last evening investigated the stories that the strikers were armed. He found a number of men waiting at their homes wearing cartridge belts and armed with rifles.

### Miners Sullen.

The sullen attitude of the followers of the Western Federation of Miners indicates an attitude of desperation which was somewhat intensified by vicious address delivered by Petriella, who advocated the use of guns to maintain what he said was their right to sell their labor where they could at the best advantage.

In his address he gave the governor "twenty-four hours in which to grant the men justice." At the end of which time he advised the men "to be ready to strike the head off any man who tries to crush you."

At the end of twenty-four hours nothing came of this threat but the officers are being protected. All the special guards who have been in Duluth during the past few days were rushed to the range to augment Sheriff Bates' force of deputies.

### Carry Out Governor's Wishes.

The steel corporation officials are carrying out the wishes of Governor Johnson in the manner in which they are resuming operations. They are opening the mines one at a time, and gradually resuming work with as many men as they can get to go to work. All the old men will be given an opportunity to return to work without discrimination and with the guaranty of being protected by the forces at the sheriff's command.

Reports received here indicate that mining operations were resumed heavily in both Hibbing and Eveleth. Although hundreds of men are going to work daily, they cannot be persuaded that the police protection is adequate. They seem possessed of a feeling of impending disaster, and this feeling has to a great extent been caught by the public. The city is apparently on the verge of the worst trouble of the strike, if rumor is to be believed.

## IMMUNITY FOR TAYLOR IF HE WILL TESTIFY

Prosecution Wants Him to Return to Kentucky in Powers Case.

Georgetown, Ky., August 2.—Much excitement was caused here today following the statement of State Attorney Franklin that he would offer S. Taylor immunity from punishment if he would come back to Kentucky to testify for Caleb Powers, accused of murdering Senator Goebel and explain the pardon that was in Power's possession when arrested.

Prosecutor Franklin is exceeding anxious to secure the testimony of Taylor and says that he will enter into a written agreement, which will be strictly legal, offering him immunity if he will return and answer all questions connected with the Powers affair.

Whether Taylor will consider the proposition and accept it, is not known, but some people believe that he will. The chief says that two-thirds of the accidents resulted from the victims' own carelessness.

## MANY ARE KILLED IN COAL FIELDS

Philadelphia, Pa., August 2.—More than one thousand persons were killed last year in the coal mines of Pennsylvania, according to the annual report just issued by James Roderick, chief of the department of mining. The chief says that two-thirds of the accidents resulted from the victims' own carelessness.